

MICHELLE L. CANNON, State Bar No. 172680  
MARCY L. GUTIERREZ, State Bar No. 214224  
EMILY E. SOARES, State Bar No. 232485  
KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD  
A Professional Corporation  
400 Capitol Mall, 27th Floor  
Sacramento, CA 95814-4416  
Telephone: (916) 321-4500  
Facsimile: (916) 321-4555

Attorneys for Defendant, ROCKLIN UNIFIED  
SCHOOL DISTRICT and PLACER COUNTY  
OFFICE OF EDUCATION

ROBERTA S. SAVAGE, State Bar No. 202940  
ATTORNEY AT LAW  
221 G Street, Suite 207  
Davis, CA 95616  
Telephone: (530) 753-4497  
Facsimile: (530) 753-4498

Attorneys for Plaintiff, E.W.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

E.W., A minor, By and Through C.W.,  
His Guardian Ad Litem,

Plaintiff,

v.

ROCKLIN UNIFIED SCHOOL  
DISTRICT and PLACER COUNTY  
OFFICE OF EDUCATION,

Defendant.

CASE NO. 2:05-cv-0194-MCE-DAD

**STIPULATION AND ORDER FOR  
EXTENSION OF DEADLINE FOR  
HEARING OF CROSS-MOTIONS FOR  
SUMMARY JUDGMENT**

TO THE HONORABLE MORRISON C. ENGLAND, JR., JUDGE OF THE UNITED STATES  
DISTRICT COURT:

IT IS HEREBY STIPULATED AND AGREED by and between counsel for Plaintiff  
E.W., a minor by and through C.W., his guardian ad litem, and counsel for Rocklin Unified  
School District and Placer County Office of Education, that the deadline for hearing on

1 dispositive motions in this case be extended and continued to June 19, 2006, at 9:00 a.m.

2 The parties request this extension on the basis that May 15, 2006, which is the last date to  
3 hear dispositive motions pursuant to the Court's Scheduling Order of September 20, 2005, is no  
4 longer available for law and motion on the Judge's calendar. The only date prior to May 15,  
5 2006, which is available is May 5, 2006. The parties were just informed of this on April 10,  
6 2006. The parties' cross-motions for summary judgment are not yet ready to be filed with the  
7 Court nor is there sufficient time to give the notice required under Local Rule 78-230.

8 The parties agree that appeals of administrative hearing decisions under the Individuals  
9 with Disabilities Education Act are decided on summary judgment motions due to the fact that a  
10 full administrative record exists from the underlying hearing. Neither party requested that this  
11 Court hear additional testimony or evidence. There is no need for a trial in this matter, and  
12 therefore, a short extension of time should not interfere with a timely determination of this matter.

13 Based upon the stipulation among the parties, subject to Court approval, the deadline for  
14 dispositive motions shall be June 19, 2006 at 9:00 a.m., and the parties will adhere to the notice  
15 timelines based upon a hearing date of June 19, 2006. Because no trial date is needed, the parties  
16 request that the final pretrial conference scheduled for August 14, 2006 and the trial date of  
17 September 27, 2006 be vacated.

18 Dated: April 12, 2006

19 KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD  
20 A Professional Corporation

21 By /s/ Michelle L. Cannon  
22 Michelle L. Cannon,  
23 Attorney for Defendants

24 LAW OFFICES OF ROBERTA SAVAGE

25  
26 Dated: April 12, 2006


27 By /s/ Roberta Savage  
28 Roberta Savage,  
Attorney for Plaintiffs

ORDER

IT IS HEREBY ORDERED based upon the stipulation of the parties, and the court having considered the matter:

1. The deadline for hearing dispositive motions shall be extended to June 19, 2006, at 9:00 a.m.
2. The parties shall adhere to the notice requirements of Local Rule 78-230 based upon a hearing date of June 19, 2006.
3. The Final pretrial conference of August 14, 2006 and trial date of September 27, 2006 shall be vacated.

Dated: April 14, 2006

  
MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE